

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MARVEL JONES,

Plaintiff,

vs.

NEBRASKA DEPARTMENT OF
CORRECTIONAL SERVICES; UNKNOWN-
UNNAME, Director of Nebraska Department
of Correctional Services; UNKNOWN-
UNNAME, Director I of Nebraska
Department of Correctional Services;
UNKNOWN-UNNAME, Director II of
Nebraska Department of Correctional
Services; UNKNOWN-UNNAME, Associate
Director of Nebraska Department of
Correctional Services; TECUMSEH STATE
CORRECTIONAL INSTITUTION;
UNKNOWN-UNNAME, Warden of
Tecumseh State Correctional Institution;
UNKNOWN-UNNAME, Deputy Warden of
Tecumseh State Correctional Institution;
UNKNOWN-UNNAME, Associate Warden of
Tecumseh State Correctional Institution;
UNKNOWN-UNNAME, Librarian of Tecumseh
State Correctional Institution; UNKNOWN-
UNNAME, Warden of Nebraska State
Penitentiary; NEBRASKA STATE
PENITENTIARY; UNKNOWN-UNNAME,
Associate Warden of Nebraska State
Penitentiary; UNKNOWN-UNNAME, Deputy
Warden of Nebraska State Penitentiary;
LIBRARIAN OF NEBRASKA STATE
PENITENTIARY; OMAHA CORRECTIONAL
CENTER; UNKNOWN-UNNAME, Warden of
Omaha Correctional Center; UNKNOWN-
UNNAME, Associate Warden of Omaha
Correctional Center; UNKNOWN-UNNAME,
Deputy Warden of Omaha Correctional
Center; and UNKNOWN-UNNAME, Librarian
of Omaha Correctional Center;

Defendants.

8:21CV251

ORDER

In light of the Eighth Circuit Court of Appeals' Order and Judgment on remand, [Filing No. 53](#); [Filing No. 54](#); Defendants Nebraska Department of Correctional Services, Tecumseh State Correctional Institution, Nebraska State Penitentiary, and Omaha Correctional Center are dismissed for lack of subject-matter jurisdiction as set forth in the Court's earlier Memorandum and Order, [Filing No. 25](#). The claims against the unnamed Defendants in their official capacities were previously dismissed. *Id.* at 12.

Accordingly, the remaining Defendants are as follows: the unknown-unnamed Director of Nebraska Department of Correctional Services in his/her individual capacity; the unknown-unnamed Director I of Nebraska Department of Correctional Services in his/her individual capacity; the unknown-unnamed Director II of Nebraska Department of Correctional Services in his/her individual capacity; the unknown-unnamed Associate Director of Nebraska Department of Correctional Services in his/her individual capacity; the unknown-unnamed Warden of Tecumseh State Correctional Institution in his/her individual capacity; the unknown-unnamed Deputy Warden of Tecumseh State Correctional Institution in his/her individual capacity; the unknown-unnamed Associate Warden of Tecumseh State Correctional Institution in his/her individual capacity; the unknown-unnamed Librarian of Tecumseh State Correctional Institution in his/her individual capacity; the unknown-unnamed Warden of the Nebraska State Penitentiary in his/her individual capacity; the unknown-unnamed Associate Warden of the Nebraska State Penitentiary in his/her individual capacity; the unknown-unnamed Deputy Warden of the Nebraska State Penitentiary in his/her individual capacity; the Librarian of the Nebraska State Penitentiary in his/her individual capacity; the unknown-unnamed

Warden of Omaha Correctional Center in his/her individual capacity; the unknown-unnamed Associate Warden of Omaha Correctional Center in his/her individual capacity; the unknown-unnamed Deputy Warden of Omaha Correctional Center in his/her individual capacity; and the unknown-unnamed Librarian of Omaha Correctional Center in his/her individual capacity.

IT IS SO ORDERED.

Dated this 28th day of June, 2024.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge